IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 5199 of 1997

For Approval and Signature:

THE HON'BLE SMT. JUSTICE ABHILASHA KUMARI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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NAVINCHANDRA N PATEL - Petitioner(s)
Versus
STATE OF GUJARAT & 3 - Respondent(s)

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Appearance :

Mr.Devang R.Bhatt for
MR PS CHAMPANERI for Petitioner(s) : 1,
Ms.Nandini Joshi,AGP for Respondent(s) : 1 - 3.
MR MEHUL S SHAH for Respondent(s) : 4,

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CORAM : THE HON'BLE SMT. JUSTICE ABHILASHA KUMARI

Date : 17/02/2006

ORAL JUDGMENT

This writ petition was filed by the petitioner against his transfer order dated 14.7.1997. The learned counsel for the petitioner Mr.Devang Bhatt states that the petitioner has already retired from service. Therefore, the petition has become infructuous. Even otherwise, a perusal of paragraph 3 of the writ petition makes it very clear that on 16.7.1997, which is the date on the writ petition, there is an averment that the petitioner had only three and half years more to reach the age of superannuation.

Since the petitioner has already superannuated by now, nothing survives in this writ petition. Therefore, the same is dismissed as having become infructuous. Rule is discharged. Interim relief stands vacated. No order as to costs.

(Smt.Abhilasha Kumari,J)

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